
Stamford
SUPERIOR COURT

Short Calendar

Hon. Edward R. Karazin, Jr. (P.J.)

NOTICE

EVERY MATTER PRINTED ON THE SHORT CALENDAR MUST BE MARKED "READY" FOR THE MOTION TO BE CONSIDERED BY THE COURT, THIS INCLUDES MATTERS PRINTED AS NON-ARGUABLE, WHICH WILL BE TAKEN ON THE PAPERS. ALL MATTERS NOT SO MARKED WILL GO "OFF" THE SHORT CALENDAR. Effective 4/2/01, short calendar markings will occur from 9:00 A.M. Tuesday to 4:00 P.M. Thursday the week preceding the short calendar. In the event a state holiday falls on the Friday preceding the calendar, matters may be marked from 9:00 A.M. Tuesday to 11:00 A.M. Thursday. Counsel and pro se parties may mark a matter ready by fax, telephone or electronic marking. Electronic marking and a standard fax form are available on the Judicial Branch website at www.jud.ct.gov. The telephone number to mark a matter ready is 965-5363 or the fax number is 965-5370.

Counsel and pro se parties are required to provide the following information when making a marking: column number and position on the calendar; name and docket number of the case; number and title of motion; marking; full name of person making marking and firm name if applicable; and confirmation that all counsel and pro se parties of record have been notified of the marking. Counsel and pro se parties shall bring a confirmation of the marking to the short calendar hearing of an arguable matter. This may be in the form of a fax and a transmittal confirmation sheet or a detailed note from the person who telephoned the marking to the court.

An attorney or pro se party who marks a matter "READY" MUST notify the other side.

***SPECIAL NOTICE: Practice Book § 11-18 has been amended as of Janu-

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ary 1, 2000 (please read this section carefully). All short calendar motions will be marked non-arguable and will be taken on the papers without the presence of counsel and oral argument EXCEPT for the following: (1) motions to dismiss, (2) motions to strike, (3) motions for summary judgment, (4) motions for judgment on the report of an attorney trial referee and (5) objections thereto. The parties to these motions may also waive oral argument and have such motion considered on the papers. The court may schedule any motion for oral argument; either at the request of a party or on the court's own motion.

All motions for judgment on report of an attorney trial referee, or factfinder, and objections thereto, will be processed without the necessity of a ready marking, and will not be postponed since they appear on the calendar as the court's own motion. Failure of a party(s) to appear at the calendar will be deemed a waiver of the right to argue the motion for judgment and/or objection(s). Upon waiver of the right to argue, the court will take the motion for judgment and/or objections thereto on the papers.

NOTICE RE PRACTICE BOOK SECTION 11-13

If a ready marking is given for a matter which is on a printed trial assignment list or the case has been scheduled for trial P.B. § 11-13 must be followed. Failure to do so will void any order entered.

ARGUABLE PRACTICE BOOK SECTION § 11-18(a) MATTERS

Ready cases will be preassigned to available judges. The assignments will be posted on the bulletin board in the lobby on the first floor. All counsel and pro se parties must be ready to proceed before the assigned judge at 9:30 A.M.

CIVIL MOTIONS WHICH ARE NOT ARGUABLE "AS OF RIGHT"

All motions filed by the parties for which a hearing is not "as of right" will be printed on the short calendar. The attorneys and pro se parties of record SHALL NOT appear on the short calendar date in connection with such motions. Responsive pleadings must be filed by 4:00 P.M. on the Thursday preceding the calendar.

If the moving party wishes to request the court to allow argument on the motion, the movant shall so indicate on the bottom of the first page of the motion.

If a non-moving party wishes to request the court to allow argument on the motion, that party shall file and serve on all other parties a notice in accordance with § 11-18(a)(3). Direct all written notices to the short calendar clerk.

On the short calendar date each such motion shall be assigned to a judge who shall either decide the motion without a hearing or, if the judge on request of a party or on the judge's own motion, determines that argument or testimony is required, shall assign another date for a hearing. The clerk will notify the parties of the hearing date.

FORECLOSURE MATTERS

Provided the matter has been marked "READY," argument will be heard on the day scheduled for short calendar on the following motions: "As of Right" motions listed in P.B. § 11-18 including Motions for Judgment of Foreclosure, Deficiency Judgments, Motions to Approve Committee Sale, Deed, Report, Expenses and Fees (the committee must appear), Motions to Open Judgment, Motions for Protection from Foreclosure, Motions for Judgment on the Mortgage Note, Motions to Determine Priorities and Motions for Supplemental Judgment.

An Affidavit of Appraisal should be submitted in lieu of testimony except where fair market value is contested. In the case of deficiency judgments, the appraiser shall testify if the appraisal is lower than the fair market value found at the date of judgment or if the fair market value is contested.

The following originals should be submitted at the hearing on Motion for Judgment of Strict Foreclosure or Motion for Judgment of Foreclosure by Sale: Mortgage note and Deed (or affidavit of loss) and Assignment, if any, Appraisal Report, Affidavit of Debt with updated computation of the debt to day of judgment, and any necessary military affidavits.

Opposing parties contesting value must file a Notice of Intent to Argue at least 3 days prior to hearing and must certify copies to all counsel and pro se parties of record.

After a Foreclosure by Sale, the Motion for Supplemental Judgment is to be filed with a copy of the proposed judgment. If supplemental judgment disbursement is held by the clerk, the debt should be calculated to date of disbursement. Parties **MUST** appear or the matter will be marked off. Pursuant to C.G.S. § 49-27, proceeds of the sale may only be disbursed by the clerk's office in accordance with the provisions of a Supplemental Judgment, which has been approved by the court.

The Plaintiff shall file an appropriate affidavit indicating compliance with C.G.S. § 8-265dd (The Emergency Mortgage Assistance Payment Program).

Defaults will not be granted at the time of judgment unless such motions have been filed pursuant to P.B. § 17-20 (Failure to Appear), P.B. § 17-32 (Failure to Plead), and P.B. § 13-19 (No Disclosure of Defense) and there has been compliance with the notice requirements as prescribed in the respective rules. Defaults for Failure to Appear, except as provided by P.B. § 17-23 through 17-30, and Defaults for Failure to Plead will be granted by the clerk. Defaults for Failure to Disclose a Defense will only be placed on the short calendar or heard after compliance with the notice requirements prescribed in P.B. § 10-12 through 10-17.

NOTICE CONCERNING E-FILING

Electronic filing will be available for Contract cases (Cs) (except for case initiation in those cases requesting a PJR) and Property cases (Ps) (except for Drug Asset Forfeiture cases and case initiation in Applications to Discharge a Mechanics Lien and Petitions for Discharge of Mortgage or Lis Pendens) in March of 2006. These case types will be the latest additions to the e-filing system, which already includes all Tort (Ts and Vs) cases. The e-filing system may be accessed from the Judicial Branch homepage

(www.jud.ct.gov) by clicking on E-services on the blue menu bar or by clicking on the e-filing icon. To obtain information on e-filing procedures or training, please contact Efile@jud.ct.gov or alice.mastry@jud.ct.gov.

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